



GSD-12 AFFIDAVIT OF NONAPPLICABILITY – INSTRUCTIONS

The purpose of GSD-12 is to certify that the requirement to notify adjacent landowners and occupants is not applicable to the source of air pollutant emissions. This form is optional for all air permit applications submitted to the [Indiana Department of Environmental Management \(IDEM\), Office of Air Quality \(OAQ\)](#). For the purposes of this form, the term “source” refers to the plant as a whole and NOT to the individual emissions units.

If you have any questions, contact the IDEM OAQ Permit Reviewer of the Day (PROD) at (317) 233-0178 or 1-800-451-6027 extension 3-0178 (toll free call within Indiana) or via electronic mail using the [online form](#) or a direct email to OAMPROD@dem.state.in.us.

SUBMISSION OF CONFIDENTIAL RECORDS

All information submitted to IDEM will be made available to the public unless it is submitted under a claim of confidentiality. Claim of confidentiality must be made at the time the information is submitted to IDEM, and must follow the requirements set out in [326 IAC 17.1-4-1](#). Failure to follow these requirements exactly, will result in your confidential information becoming a public record, available for public inspection. To ensure that your information remains confidential, refer to the [IDEM, OAQ information regarding submittal of confidential business information](#). For more information on confidentiality for certain types of business information, please review IDEM's [Nonrule Policy Document Air-031-NPD regarding Emission Data](#).

Part A: Affidavit of Nonapplicability

Complete Part A to certify that the requirement to notify adjacent landowners and occupants pursuant to [Indiana Code \(IC\) 13-15-8](#) is not applicable to the source of air pollutant emissions. If you are unsure of whether these requirements apply, contact the PROD for additional guidance. This form must be notarized by a public notary.

1. Competency:

In this statement, you are certifying where you live, that you are of the minimum age required to make this statement, and that you are competent to provide this statement.

2. Employment:

In this statement, you are certifying that you are employed at the source by providing your current position with the company.

3. Authorization:

In this statement, you are certifying that the nature of your position with the source authorizes you to represent the source to provide information contained in this affidavit.

4. Verification of Nonapplicability:

In this statement, you are certifying that you are aware that the requirement to notify adjacent landowners and occupants is not applicable to the source of air pollutant emissions for purposes of the accompanying permit application.

5. Further Affiant Saith Not:

In this certification statement, you are affirming that the information you provided is true to the best of your knowledge.

Part B: Notarization

The Public Notary will complete part B. To locate the nearest Public Notary, or to learn more about the functions of a Public Notary, refer to the Indiana's office of the [Secretary of State web page regarding Public Notary](#).

Summary of Websites

1. Indiana Department of Environmental Management (IDEM): <http://www.in.gov/idem>
2. Office of Air Quality (OAQ): <http://www.in.gov/idem/air>
3. Permit Reviewer of the Day (PROD) online form: <http://www.in.gov/idem/air/permits/prodform.html>

4. Article 17.1, Rule 4, Section 1 of the Indiana Administrative Code (326 IAC 17.1-4-1):
<http://www.in.gov/legislative/iac/T03260/A00171.PDF>
5. IDEM, OAQ guidance regarding submittal of confidential business information:
<http://www.in.gov/ideм/air/permits/apps/cbi.pdf>
6. IDEM's Nonrule Policy Document regarding Emission Data (Air-031-NPD):
<http://www.in.gov/ideм/air/rules/nrpd/index.html>
7. Indiana's office of the Secretary of State web page regarding Public Notary: <http://www.in.gov/sos/notary>